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Date : August 24, 2005

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To :

Examiner Agustin Bello
Art Unit 2633

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Pages : 3

(including cover sheet)

If you received a partial delivery, please call Safiya Jarvis at (617) 739-4444.

Re :

U.S.S.N.: 09/322,108

UNIT: 2633

Examiner: Agustin Bello

Confirmation No. 7517

Attorney Docket Ref. : 49128 - CPA

Fax

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PAGE 1/3 * RCVD AT 8/24/2005 4:45:54 PM [Eastern Daylight Time] * SVR:USPTO-EFXRF-6/30 * DNIS:2738300 * CSID: * DURATION (mm-ss):01-32

Attorney Docket No. 49128 - CPA (70551)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS	Y. Ikeda, et al.	EXAMINER:	Bello, Agustin
U.S.S.N.:	09/322,108	GROUP:	2633
FILED:	May 28, 1999	Conf. No.	7517
FOR:	DIGITAL OPTICAL COMMUNICATION DEVICE AND METHOD FOR TRANSMITTING AND RECEIVING DATA WITH LIGHT EMISSION INTENSITY CONTROLLED		

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

.....
CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to (703) 872-9306 at the U.S. Patent and Trademark Office on July 8, 2005.

By: _____
Safiya Jarvis

.....
LETTER TO EXAMINER

Sir:

Applicants filed a Response dated July 8, 2005 in the U.S. Patent and Trademark Office via facsimile.

Recently it was noticed that one of the claims, claim 20, had not been listed along with the other pending claims in the general remarks of the Remarks portion of the above-identified Response (*i.e.*, page 22). Claim 20 did appear in the claims listing (*e.g.*, see pages 13-14) included with the Response as well as in the claims identified on page 23 of the Response as being within Species 3.

Applicant: Y. Ikeda, et al.
U.S.S.N.: 09/322,108
Letter to Examiner
Page 2

While Applicants believe that it is clear that this omission is merely a typo, out an abundance of caution, Applicants are submitting the within Letter to Examiner to clarify that the omission of claim 20 from the listing of claims on page 22 of the Response is *not* intended to suggest or mean that this claim is being canceled from the subject application. Thus, Applicants expect that the next Office Action should include claim 20 as a pending claim (*i.e.*, not a withdrawn claim and not a canceled claim).

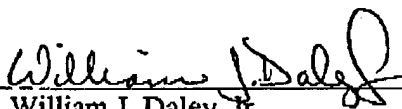
It is respectfully submitted that the subject application is in a condition for allowance. Early and favorable action is requested.

Applicants believe that additional fees are not required for consideration of the within Letter to Examiner. However, if for any reason a fee is required, a fee paid is inadequate or credit is owed for any excess fee paid, the Commissioner is hereby authorized and requested to charge Deposit Account No. 04-1105.

Respectfully submitted,
Edwards & Angell, LLP

Date: August 24, 2005

By:


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